

SENATE BILL 985

By Powers

AN ACT to amend Tennessee Code Annotated, Title 47, Chapter 25, Part 3, relative to the sale of cigarettes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 47-25-303, is amended by adding the following as a new subsection:

(d)

(1) Notwithstanding any rule, regulation, or state law to the contrary, it is a violation of this part for a retailer, tobacco distributor, or other person to advertise, offer to sell, or sell cigarettes for less than an amount set by the department of revenue.

(2) The department of revenue is authorized to promulgate rules to effectuate the purposes of this subsection (d). The rules must be promulgated in accordance with the Uniform Administrative Procedures Act, compiled in title 4, chapter 5.

SECTION 2. Tennessee Code Annotated, Section 47-25-307, is amended by deleting the language "such transactions" and substituting the language "such transactions, and the selling price of cigarettes shall comply with § 47-25-303".

SECTION 3. Tennessee Code Annotated, Section 47-25-310, is amended by deleting the language "this part" and substituting the language "this part, except that the selling price of cigarettes shall comply with § 47-25-303".

SECTION 4. This act takes effect upon becoming law, the public welfare requiring it.